

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

BIAGIO AGUGLIA,)	
Plaintiff,)	
)	
v.)	Civil Action No. 09-558
)	Electronically Filed
MICHAEL J. ASTRUE,)	
COMMISSIONER OF SOCIAL)	
SECURITY,)	
Defendant.)	

ORDER OF THE COURT

And now, this 19th day of October, 2009, for the reasons set forth in the foregoing memorandum opinion, it is HEREBY ORDERED as follows:

- (1) Plaintiff's motion for summary judgment (Doc. No. 6) is GRANTED;
- (2) Defendant's motion for summary judgment (Doc. No. 8) is DENIED; and
- (3) The decision of the Commissioner of Social Security is vacated and this case is remanded for further administrative proceedings in accordance with the accompanying memorandum opinion.

s/ Arthur J. Schwab
Arthur J. Schwab
United States District Judge

cc: All counsel of record